S.B.CRIMINAL MISC. BAIL APPLICATION NO.5124/2006

Date : 16.11.2006

HON'BLE MR. SATYA PRAKASH PATHAK, J.

Mr. J.K. Chanda for the applicant.
Mr. Vishnu Kachhawaha, Public Prosecutor for State.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

In the instant case, on the basis of power of attorney the land in question has been sold and the legal heirs of the deceased person filed a complaint stating therein that they had been in possession of the land and after death of the their father in the year 2002 the registry was got done on the basis of power of attorney in the year 2006.

In view of above facts and circumstances of the case and also that the matter is pending investigation, I do not find it to be a fit case to extend benefit of anticipatory bail to the applicant. Accordingly, the bail application moved by the applicant under Section 438 Cr.P.C. is rejected.

(SATYA PRAKASH PATHAK), J.

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